

FIRST DAY

(Continued)

(Thursday, July 13, 1961)

After Recess

The Senate met at 11:00 o'clock a.m. and was called to order by the President Pro Tempore.

Leaves of Absence

Senator Baker was granted leave of absence for today on account of important business on motion of Senator Schwartz.

Senator Calhoun was granted leave of absence for today on account of illness in the family on motion of Senator Hardeman.

Senator Crump was granted leave of absence for today on account of important business on motion of Senator Kazen.

Senator Hudson was granted leave of absence for today on account of important business on motion of Senator Owen.

Senator Moore was granted leave of absence for today on account of important business on motion of Senator Owen.

Senator Parkhouse was granted leave of absence for today on account of important business on motion of Senator Aikin.

Senator Ratliff was granted leave of absence for today on account of important business on motion of Senator Owen.

Senator Secrest was granted leave of absence for today on account of important business on motion of Senator Owen.

Message from the House

Hall of the House of Representatives
Austin, Texas,
July 13, 1961.

Hon. Ben Ramsey, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

S. C. R. No. 2, In memory of Mr. Clark Thompson, Jr.

Respectfully submitted,
DOROTHY HALLMAN,
Chief Clerk, House of Representatives

Resolutions Signed

The President Pro Tempore signed in the presence of the Senate after the captions had been read, the following enrolled resolutions:

H. C. R. No. 1, Providing for a Joint Session at 10:30 a.m. on July 11, 1961, to hear the Governor's Message.

S. C. R. No. 1, Providing Joint Session on Monday, July 17, 1961 at 10:00 o'clock a.m. to hear address by the Honorable Lyndon B. Johnson, and His Excellency, Mohammed Ayub Khan.

Senate Resolution 4

Senator Creighton offered the following resolution:

Whereas, Our esteemed colleague, Galloway Calhoun, Jr., and his lovely wife, Sue, were blessed at one o'clock a.m., Thursday, July 13, 1961, with an eight-pound, seven and one-half-ounce son, whom they have named Galloway Calhoun, III, and who is the third child and first son of these distinguished Texans; and

Whereas, The members of the Senate desire to bestow honor and recognition upon this young son; now, therefore, be it

Resolved, by the Senate of Texas, That our congratulations and best wishes on this blessed event be extended to Senator and Mrs. Calhoun for the health, happiness and success of their young son throughout his entire life and that copies of this resolution be presented to him and to his parents as a memento of this honor.

CREIGHTON

Signed—Ben Ramsey, Lieutenant Governor; Aikin, Baker, Colson, Crump, Dies, Fuller, Gonzalez, Hardeman, Hazlewood, Herring, Hudson, Kazen, Krueger, Lane, Martin, Mof-fett, Moore, Owen, Parkhouse, Patman, Ratliff, Reagan, Roberts, Rogers, Schwartz, Secrest, Smith, Weinert, Willis.

The resolution was read.

On motion of Senator Roberts and by unanimous consent the names of the Lieutenant Governor and the Senators were added to the resolution as signers thereof.

The resolution was adopted by the Senate.

Senate Bills on First Reading

The following bills were introduced, read first time and held for referral:

By Senator Rogers:

S. B. No. 8, A bill to be entitled "An Act providing for the purchase by counties of road building and maintenance machinery and equipment, and tires and tubes therefor, through the State Board of Control; repealing all conflicting laws or parts of laws to the extent of such conflict only; providing that the State Board of Control shall make rules and regulations; providing that the Commissioners' Court of any county or counties electing to purchase such road machinery, equipment, tires and tubes, other than through the State Board of Control shall not be eligible or entitled to participate in the allocation or distribution of monies from the County and Road District Highway Fund or the Lateral Road Account for a period of two years after such purchase; providing that this Act shall be cumulative as to other laws on the same subject; containing a severability clause; and declaring an emergency."

By Senator Gonzalez:

S. B. No. 9, A bill to be entitled "An Act amending Section 1 of Article III of Senate Bill No. 116, Chapter 334, Acts of the 51st Legislature, R. S., 1949, to authorize the allocation of an additional professional unit to be designated assistant superintendent; setting out a salary schedule; and providing a repealing and severability saving clause; and declaring an emergency."

By Senator Owen:

S. B. No. 10, A bill to be entitled "An Act creating El Paso County Water Authority, a Conservation Authority under Article XVI, Section 59 of the Constitution comprising certain territory contained within El Paso County, Texas, for the purpose of providing a source of water supply for municipal, domestic and industrial use and processing, transporting, and distributing the same; providing drainage and sanitary sewers and facilities; providing for a Board of Directors for the government of said Authority; authorizing the Authority to do all things necessary to make available for municipal, domestic and industrial uses, the water from underground and other

sources, and water it may obtain by purchase; authorizing the issuance of bonds and providing for payment and security thereof; making applicable to the Authority Title 52, Revised Civil Statutes of Texas, as amended, relating to eminent domain and certain general laws relating to water control and improvement districts; prescribing the other powers of the Authority; enacting other provisions relating to the subject; and declaring an emergency."

By Senators Reagan and Baker:

S. B. No. 11, A bill to be entitled "An Act relating to the creation of a National Seashore Area on part of Padre Island and the surrounding submerged lands; and declaring an emergency."

By Senator Schwartz:

S. B. No. 12, A bill to be entitled "An Act amending the Representation Before the Legislature Act, Chapter 9, Fifty-fifth Legislature, First Called Session, 1957, by amending Subsections (a), (c) and (e) of Section 2, relating to the definitions of 'persons,' 'legislation,' and 'direct communication,' respectively; by amending Section 6, relating to reports and making other provisions relating thereto; by amending Section 10, relating to calling members away from the floor of either House; and by amending Subsection (a) of Section 13, relating to penalties; providing for severability; repealing laws in conflict; and declaring an emergency."

By Senator Moffett:

S. B. No. 13, A bill to be entitled "An Act applying to Midwestern University authorizing the governing board thereof to discontinue the charging and collection of tuition fees for a certain time and to charge students certain building-use fees; authorizing the pledge of the income of such building-use fees and the issuance of bonds, warrants, or notes payable therefrom; providing and prescribing certain terms and conditions relating to such bonds, warrants, or notes; authorizing the charging and collection of additional tuition fees under certain conditions; providing that this Act shall be cumulative of other conditions; providing that this Act shall be cumulative of other Statutes; authorizing the issuance of refunding bonds, warrants, or notes payable from the income of such building-

use fees; providing and prescribing certain terms and conditions relating to such refunding bonds, warrants, or notes; prohibiting certain appropriations out of state funds except under stated conditions; providing a severability clause, containing other provisions relating to the subject; and declaring an emergency."

By Senators Patman, Herring, Krueger, Schwartz and Owen:

S. B. No. 14, A bill to be entitled "An Act creating the Commission on Organization of the Executive Branch of the Government to promote economy, efficiency, and improved services in the transaction of the public business; and declaring an emergency."

Reports of Standing Committee

Senator Rogers by unanimous consent submitted the following reports:

Austin, Texas,
July 13, 1961.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Education, to whom was referred S. B. No. 2, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

ROGERS, Chairman.

Austin, Texas,
July 13, 1961.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Education, to whom was referred S. B. No. 3, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

ROGERS, Chairman.

Austin, Texas,
July 13, 1961.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Education, to whom was referred S. B. No. 4, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

ROGERS, Chairman.

Austin, Texas,
July 13, 1961.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Education, to whom was referred S. B. No. 6, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

ROGERS, Chairman.

Austin, Texas,
July 13, 1961.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Education, to whom was referred S. B. No. 7, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

ROGERS, Chairman.

Senate Bill 1 on Second Reading

Senator Roberts moved that Senate Rules 13, 32 and 38 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 1 be placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—19

Aikin	Martin
Colson	Moffett
Creighton	Owen
Dies	Reagan
Fuller	Roberts
Gonzalez	Rogers
Hazlewood	Schwartz
Herring	Smith
Kazen	Weinert
Lane	

Nays—4

Hardeman	Patman
Krueger	Willis

Absent—Excused

Baker	Moore
Calhoun	Parkhouse
Crump	Ratliff
Hudson	Secrest

The President Pro Tempore then laid before the Senate on its second

reading and passage to engrossment the following bill:

S. B. No. 1, A bill to be entitled "An Act appropriating money for the support of the Judicial, Executive, and Legislative branches of the State Government, for the construction of State buildings, the payment of claims against the State, and for State aid to designated public junior colleges, for the two-year period beginning September 1, 1961, and ending August 31, 1963; authorizing and prescribing conditions, limitations, rules, and procedures for allocating and expending the appropriated funds; and declaring an emergency."

The bill was read the second time and was passed to engrossment.

Record of Votes

Senators Krueger and Hardeman asked to be recorded as voting "Nay" on the passage of S. B. No. 1 to engrossment.

Senate Bill 1 on Third Reading

The Constitutional Rule requiring bills to be read on three several days having been suspended the President Pro Tempore laid S. B. No. 1 before the Senate on its third reading and final passage.

The bill was read the third time and was passed.

Record of Votes

Senators Krueger and Hardeman asked to be recorded as voting "Nay" on the final passage of S. B. No. 1.

Welcome Resolutions

S. R. No. 5—By Senator Herring: Extending welcome to students and teacher of Civics Class of Austin High School.

Adjournment

On motion of Senator Hardeman the Senate at 11:30 o'clock a.m. adjourned until 9:30 o'clock a.m. on Monday, July 17, 1961.

SECOND DAY

(Monday, July 17, 1961)

The Senate met at 9:30 o'clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Lane
Baker	Martin
Calhoun	Moffett
Colson	Moore
Creighton	Owen
Crump	Parkhouse
Dies	Patman
Fuller	Ratliff
Gonzalez	Reagan
Hardeman	Roberts
Hazlewood	Schwartz
Herring	Secrest
Hudson	Smith
Kazen	Weinert
Krueger	Willis

Absent—Excused

Rogers

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of Thursday, July 13, 1961, was dispensed with and the Journal approved.

Leave of Absence

Senator Rogers was granted leave of absence for today on account of important business on motion of Senator Schwartz.

Committee to Escort the Honorable Lyndon B. Johnson and the President of Pakistan to the Joint Session

The President announced the appointment of the following as a committee to escort the Honorable Lyndon B. Johnson and the President of Pakistan pursuant to the provisions of S. C. R. No. 1:

Senators Krueger, Herring, Kazen, Secrest and Creighton.

Resolution Signed

The President signed in the presence of the Senate after the caption had been read, the following enrolled resolution:

S. C. R. No. 2, In memory of Mr. Clark Thompson, Jr.

Senate Bill 15 on First Reading

The following bill was introduced, read first time and held for referral: